

REMARKS/ARGUMENTS

Applicant would like to thank the Examiner for the careful consideration given the present application. The application has been carefully reviewed in light of the Office action, and amended as necessary to more clearly and particularly describe the subject matter that Applicant regards as the invention.

Reconsideration of the subject patent application in view of the present remarks is respectfully requested.

Claims 1-5 are amended.

Claim 6 is cancelled.

New claims 9-12 are added.

Claim Rejections - 35 USC § 102

Claims 1-8 are rejected under 35 U.S.C. 102(b) as being anticipated by Tagawa et al. (US 2002/004538; hereinafter “Tagawa”).

Claim 6 has been cancelled. Thus, the rejection as it applies to claim 6 is moot.

Regarding the amended claims 1 and 5, Tagawa does not disclose that the reproducing procedure is selected based on meta information extracted from the contents, or that the reproducing procedure is selected based on meta information of the contents, respectively.

By features of the amended claims 1 and 5, the meta data used for selecting the reproducing procedure is extracted from the contents (or the meta data is a part of the contents) which is reproduced by the reproducing unit.

On the other hand, the processing method on receiving a call of Tagawa is decided based on user information detected from the incoming data by using the incoming call processing information storage unit 107 storing the contents set by the user of the processing method on receiving a call per communicating partner which the user designates corresponding to the phone book (see paragraphs 0061, 0054 of Tagawa).

Therefore, since every limitation of claims 1 and 5 is not taught by the reference, claims 1 and 5 are not fully anticipated by Tagawa. Thus, withdrawal of the rejection as it applies to claims 1 and 5 is respectfully requested.

Claims 2-4 which are dependent from claim 1 should also be allowable for at least the same reason.

Claims 7-8 which are dependent from claim 5 should also be allowable for at least the same reason.

In consideration of the foregoing analysis, it is respectfully submitted that the present application is in a condition for allowance and notice to that effect is hereby requested. If it is determined that the application is not in a condition for allowance, the examiner is invited to initiate a telephone interview with the undersigned attorney to expedite prosecution of the present application.

Appl. No. 10/599,000
Amdt. Dated: August 22, 2008
Reply to Office action of May 23, 2008

If there are any fees resulting from this communication, please charge same to our Deposit Account No. 16-0820, our Order No. NGB-41245.

Respectfully submitted,

PEARNE & GORDON LLP

By: 
Nobuhiko Sukenaga, Reg. No. 39446

1801 East 9th Street
Suite 1200
Cleveland, Ohio 44114-3108
(216) 579-1700

Date: August 22, 2008